IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

THURSDAY, THE 12TH APRIL 2007 / 22ND CHAITHRA 1929

WP(C).No. 10581 of 2007(I)

OPMV.1393/1995 of MOTOR ACCIDENT CLAIMS TRIBUNAL, ALAPPUZHA

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PETITIONER:

SAIFUDHEEN,S/O.ABDUL MAJEED,
BHARANIKKARAN PURAYIDOM,VATTAYAL WARD,ALAPPUZHA.

BY ADV. SRI.ANANDARAJAN.N

RESPONDENTS:

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1. THE KERALA STATE ROAD TRANSPORT CORPORATION,REPRESENTED BY ITS MANAGING DIRECTOR, TRANSPORT BHAVAN,FORT P.O,THIRUVANANTHAPURAM-23.

2. THE FINANCIAL ADVISOR & CHIEF ACCOUNTS OFFICER,THE KERALA STATE ROAD TRANSPORT CORPORATION, TRANSPORT BHAVAN,FORT P.O, THIRUVANANTHAPURAM-23.

3. THE HON'BLE MOTOR ACCIDENT CLAIMS TRIBUNAL ALAPPUZHA.

BY ADV. SHRI.JOHNSON P.JOHN, SC, KSRTC

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 12/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX:

PETITIONER'S EXHIBITS:

EXT.P1- TRUE COPY OF THE AWARD IN OP(MV) 1393/95 OF MOTOR ACCIDENT CLAIMS TRIBUNAL, ALAPUZHA DATED 17-7-2001.

EXT.P2- TRUE COPY OF THE EXECUTION PETITION NO.448/2004 BEFORE THE HON'BLE MOTOR ACCIDENT CLAIMS TRIBUNAL, ALAPUZHA.

EXT.P3- TRUE COPY OF THE ATTACHMENT SCHEDULE WITH APPLICATION AND AFFIDAVIT IN EP.NO.448 OF 2004.

TRUE COPY

P.A.TO JUDGE.

K.BALAKRISHNAN NAIR, J.

W.P.(C).No.10581 of 2007-I

Dated this the 12th day of April, 2007

JUDGMENT

The petitioner is the firstclaimant in Ext.P1 award of the Motor Accidents Claims Tribunal, Alappuzha. Feeling aggrieved by the delay from the part of the first respondent to pay the amount due under the award, this writ petition is filed. The learned Standing Counsel for the first respondent prays for some time, to remit the amount.

The Writ Petition is disposed of directing the first respondent to deposit the amount due under the award before the Motor Accidents Claims Tribunal, Alappuzha, within three months from the date of production of a copy of this judgment.

K.BALAKRISHNAN NAIR, JUDGE.

MS